App. F. IX-4

Previous References

Mur 373-29-1-9
Mur 55-31-1-6
Mur 64 32-1-14
~~Letter References.~~ 34-1-2
Mur 236-33-1-2
Mur 168-34-1-2
Mur Book 580.39.

1934-38 (Mur)

Mur File No. 316-34
Serial Nos. 1-2

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. —

Part B for January 1936

SUBJECT.

Management of the temple at Koyalkudi in the Nagadi Taluk, and its properties

No 920-22

7-1-36

WD 03607—GPB—22,500—2-8-35

To
the M.L.
4 Members
4 Revenue Boards
Sanction the recommendation of the Board

Rollo
26/1/36

Sri Hanumadeva Temple at Byalakere
Magadi Tk

General and Revenue Secretariat. Misc File No. of 1935-36 [App F III-2

Letter no 326/33-34 & 87/1935 from the Mysore Commissioner regarding approval of the proposals of the Deputy Commissioner Bangalore District to take Sri Hanumadeva Temple at Byalakere - Magadi Tk. to take the Institution under the Management of Government and to order the delivery of the property & the possession of Government on behalf of the Institution under Section 80 of the Legislation

The facts of the case are reported in paras 3-5 & 6 of D.C's letter of 1074/35 addressed to the M.C. since Circumstances the proposal of the D.C. Bangalore recommended by the M.C. to take the Instn under the Management of Govt. & direct the delivery of the property & the possession be given on behalf of the Instn submitted & for orders

G.O. 1858 19.8.35. Please see me 20/8/35

Formally filed 23/8
& received instructions for putting up a detailed note
GS

Sri Hanumadeva Temple from [illegible] Temple at Byalakere Magadi Tk was formerly enjoyed as Inam lands & the Archaka [illegible]

NOTE—Contn. Sheet.

Famine of 20 yrs, 1876 the annual
of the temple assigned the lands to
be cultivated by the Jogis & quitrent
thereon. These lands were later
on disposed of as Devadhayam &c since
the Mutt the institution has
no land grant at present nor
is it entitled to any Govt grant.
As the lands were lost to the temple,
the necessary expenses of the
Institute are found each by the
public subscription & the gifts
made by the devotees.

On 12.8.81 the residents
of Pydhiere Village represented to S.D.O.
that the affairs of the Institute were managed
well during the time of Peter Basavaya
& since the date of his demise
his sons have been misappropriating
the temple jewels, the income
from lands & donations &c and
neglected the Seva that had
to be arranged for. They have
also stated that they have Advice
to give. The temple owns Cows
4 & Candles of — grain & that the
Lands & Properties of the temple estimated
at Rs 12 Thousand Rupees are
in the hands of the Sons of the late

5) The orders of the S.D.O. in the then are as follows :—

"I can not interfere with the private institution — It is their look-out either they should sue or they should file a case before me to take the Temple under Govt. Management & then receipt the S.D.O. is to communicated in person to the petitioners the above order.

On 3-4-33 the residents of the village petitioned the D.C. that the S.D.O for reason, unknown has not investigated the several points raised in their petition covered within a time period & that the sons of late Basavegowda the Trustees of the temple have therefore been misusing of the several items of the temple properties to their own personal benefits & that thereby serious irregularities have been committed —

7) Thereupon a detailed enquiry was instituted & the statements recording the statements of all concerned including the respectable villagers of the adjoining village — The Amildar reported on 19-6-34 that the allegations were

NOTE—Contn. Sheet.

Sons of the late Basavaraj Gowda the previous Archakat of the Temple are found have been in the habit of having stated that the temple is their personal property & that nobody has right to any endowment or jewels for the benefit of the Deity. The S.Do. in his report of 20/6/34 has said that it is a religious institution dedicated for the use of the public, that its affairs are grossly mismanaged, That it would be better to take the institution in to Govt management & frame a proper scheme for the working of the same & suggested that an order be held a formal enquiry under Sec 63 (1) & 18 of the M & C. D. Regn VII of 1927. The D.C. agreeing with this recommended on 30.7.34 to the Govt. That any enquiry as suggested by the S.Do. might be ordered. In reply the Govt held view that previous sanction of Govt to conduct the enquiry under Sec 17 was not necessary & directed that the enquiry may be held as to scheme framed under Sec 18.

Serial No.

8) Accordingly a formal enquiry was held by the S. D. O., who concluded his report of 12.2.35 as follows:—

The brothers of including parcels Vakamans Etc & the land in Jodi Village are now in the enjoyment & possession of the Patel Nhujeppada. At this stage it is not possible for the Revenue authorities to interfere & take over the said properties for management. The Villagers should approach the D.C. & sue for declaration of possession under 96 of the Civil Procedure Code. On obtaining necessary permission from the D.C. the Village should file a Suit for possession in the Civil Court. The father of the present Patel was the Village Head & practically, though the trust in this case is the specified one — there is prima facie misapplication & misuse of the trust property by the Patel. The landed properties purchased for the temple by the Village out of

NOTE—Contn Sheet.

WD 03594—GPB—30,000—13 7 35

Did the Court decree the possession of the landed properties, Jewels, Cash, Ornaments in favour of the people there is nothing that can be taken under the Govt Management

b) A decree declaring can only be passed in the declaration of possession of the property by a Civil Court in favour of the Vice Chancellor. An Endorsement be given to the petitioners regarding it legal."

c) It is respectfully submitted that the View now held by the S.D.O. to different from the one he had on 20.6.34 x Patta Flag

The D.C. however not accepting the opinion of the S.D.O has recommended on 10.4.35 x (Flag O) Annexure to take the Dist. opinion. His argument is to direct that the properties be delivered to the Dist. — The D.C. agreeing with the D.C. has recommended approval to the following:

Homnadevi temple at Byalakuppa
1356 managed the Govt affairs

Gene[illegible]nd Revenue Secretariat — Mag File No. — of 193[illegible] — [App. F. III—2

Serial No.

A (on behalf of the Institn)

i) to take the institution under the management of Govt under Sec 18 (1) & ii) to order the delivery of the (property of the Instn to the Sovereign of Govt) - Subject to [illegible]

Cs 24/12

ii) The office note above clearly explains the case - The Institution was a Mugrai Institution 60 years back & Ceased to be one such later on & is now a Public Religious Institution other than Mugrai Institution. The formalities of the Mysore Religious & Charitable Institutions Act (Act 61 of 1927) required under Sec 17 have been gone through & it is clearly established that the Institution is being grossly mismanaged. In these circs the D.C. & the Mag. have recommended action being taken as A above. This may be approved.

9/12/35

Gen. Secy) Have we taken such action in any other case - previously?

Mad 9.12

GEN SEC 1 DEC 1 146

Mag 165-34-2 in pursuance - [illegible]

NOTE—Contn Sheet.

WD 03594—GPB—30,000—13 7 35

Mysore T.U.

Assumption of the management

Mug 5 File No. of 193

the temple of Sri Rishlamma devaru the Hanumakadi Chandrasekhara Temple in as Govt. Management under Sec[n] 18(1) of the Mug Reg[n] now in force.

(1) The Kempegowda at Byrasandra Sorabe Tq though it is a Hindu Mug. Inst[n] is taken under Govt management - Vide Govt No. H 28-9/Mug 5 236-33-2 dt 27.6.34

(2) Collections relating to Sri Ganapathi temple at Chickmagalur are found (Mug 55-31 to 34, 44-32-34 & 228-34-2). The temple was in disrepair, no services were being rendered; the Vysyas of the place were divided into two factions over the affairs of the temple; when the outstanding points were discussed before the D.C. the Taluk Board Sanction under Sec[n] 18(1) to take the institution — a private Inst[n] — under the management of Govt — he was informed in this Office letter No 1778 dt 30.5.32 that the question of assuming the management might be considered when Mr. L. Nagabhushana — by Will bequeathed sufficient of his estate of Rs 4000/— for the construction of the temple

Mug 55-31-4

Re the Account of the Management of the temple of Sri Varadaraja at Kanchipuram &c.

General and Revenue Secretariat | File No. of 193 . | [App. F. III—2

Serial No.

We have since given increased donation & the fourth share was also laid by the Dewan. Mr Nagabhushanam Pillay has further given some land for the benefit of the temple. Plans & estimate for the renovation of the temple is awaited. In fact, the Institution may be regarded as being under Govt management though no specific orders have been issued to this effect.

It is respectfully submitted that the disposal of the M.C. is in the interest of the Institution both its properties & also for the good of the devotees, & the Institution

11/12.

17) Was not similar action taken in regard to S.A. N. Chettiar's requisition?

This is only a draft. Pl. see the draft. Secy. Duty note — para 2 of the notes

* Please put

After the signature of the Secretary has noted in a case, the case-worker should merely apply the general secretary's or asst. secretary's query. No further noting by the case-worker is permissible under such circumstances & the query is required to note this. He is proceeding the General secretary when he does so. A.

11/12 — Quite so 12/12

17) Memo 336-32-1 refd to in para 7 of the note is misplaced. Reference is invited to the Office letter No. 1315 of 2-6-36 addressed to the M.C. wherein approval of Govt is accorded to the proposal.

NOTE—Contn Sheet.

WD 03594—GPB—30,000—13 7 35

Magadi TU — matter gone in

Mtg File No. 316 of 1934

Management of the L.A. & N. Chandhis
& the M.C. requests a [arrangement for] bi-informal
orders — put with regd to Board

19) 19/12/35

Gen. Secy)

GENERAL SECRETARIAT
19 DEC. 1935
823

20) The Mun Comrs letter dated 8.6.35
is for personal. The proposal to
take the [property] & Govt Manage-
ment may be appd.

Inf
23/12

1st Member)

21) Mtg
26/12/35

26/12

22 Offs. [illegible]

23) Please put up clean
copy as revised 2/1/36

2/1/36

Certain Offs. as directed from para 23 above. is
[illegible]

GV
31/1/36

25 2/2/36

OFFICE OF THE
SECOND MEMBER OF BOARD
24 DEC 1935
No 4880

Serial No.	
2	G.o. no. 920-22 dt. 7-1-36 Sanctioning the recommendation of the Inspector Committee referred to in Al 1.

B
11-1-36

WD 03594—GPB—30,000—18-7-35

No. RC 326/33-34 — Evel record.

OFFICE OF THE MUZRAI COMMISSIONER,
IN MYSORE,

Dated, Bangalore, 1st June 1935.

FROM

N. MADHAVA RAO, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore.

GENL. & REV SECRETARIAT
7364
13 JUN 1935
LIBRARY

Rec 326-34-1

To

K. V. Anantaraman, Esq., B.A.,
Chief *Secretary to the Government of His Highness*
the Maharaja of Mysore,
Bangalore. *Department.*

SIR,

Affairs of the Honnadevi Temple at Bylakere in the Magadi Taluk.

I have the honor to forward herewith in original for reference and return correspondence ending with letter No.195/34-35 dated 14-5-1935 from the Director of Land Records and to state as follows:

2. The facts of the case will be clear from the detailed report of enquiry submitted by the Sub Division Officer and the Deputy Commissioner's letters dated 30th July 1934 and 10th April 1935. As it has been made out that the temple is a charitable institution dedica for the benefit of the public coming within the purview of Section of the Mysore Religious and Charitable Institutions Regulation and that the property pertaining thereto is being grossly mismanaged, I recommend that the Deputy Commissioner's proposal (i) to take the institution under the management of Government and (ii) to order the delivery of the property to the possession of Government on behalf of the institution under Section 18 of the Regulation may be approved

3. The entire records of enquiry accompany.

I have the honor to be,

Sir,

Your most obedient servant,

For Muzrai Commissioner.
(Absent on casual leave.)

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read:—

Letter No. P.C. 326/33-34, dated 8th June 1935, from the Muzrai Commissioner recommending approval to the proposals of the Deputy Commissioner, Bangalore District, viz. to take the temple of Sri Honnadevi at Bylakere village, Magadi Taluk under the management of Government and to order the delivery of the property of the temple to the possession of Government on behalf of the Institution under Section 18 of the Mysore Religious and Charitable Institutions Regulation, VII of 1927.

Order No. 920-22-7/dcc3 316-34-2

Bangalore, dated the 6th January 1936.

It is reported that the temple of Sri Honnadevi formerly called Maremma was a Muzrai Institution in the enjoyment of Inam lands, that these lands were resigned by the archak of the temple in the years Dhatu Eswara, that the Institution was being managed by the villagers since then by raising subscriptions for the maintenance of the archak and that this state of affairs continued till 1926. In this year Patel Basavegowda who was managing the affairs of the temple died and his son patel Nanje Gowda succeeded him. The properties of the temple including the jewels, vahanams, etc., and the land in Jodi Gudepalya village are now stated to be in the enjoyment and possession of Patel Nanje Gowda. This Nanje Gowda is now said to be claiming the above temple land as his own on the score that it was not purchased by

his father Basave Gowda in the name of the ~~dnk~~ deity. On receipt of complaints from the villagers the Sub Division Officer, Clsepet held an enquiry and submitted the records to the Deputy Commissioner, Bangalore District. On a -- scrutiny of the said records the Deputy Commissioner, Bangalore District has opined that this temple is an institution dedicated for the benefit of the public, that its affairs are mismanaged and that there has been misapplication of the properties and has recommended that sanction be obtained to take the Institution under Government management and to direct that the properties be delivered back to the -- Institution. The Muzrai Commissioner recommends approval to the proposals of the Deputy Commissioner viz., (i) to take the Institution under the management of Government and (2) to order the delivery of the property to the possession of Government on behalf of the institution under Section 18 of the Mysore Religious and Charitable Institution Regulation, VII of 1927. Government are pleased to sanction the recommendation of the Muzrai Commissioner.

For General Secretary to Government

GS

To

The Muzrai Commissioner in Mysore with records.
" Comptroller to Government.
" Revenue Commissioner in Mysore.

TRL.6

G.P.S. App. F VI G-2]

SUBJECT .....

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Diary No. of letter replied to 1464

Sec. Muz

File No. 316-34

Serial No. 2

General and Revenue Secretariat

( )

the 193 .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 7-1-36

Read—

Signed by M.V.B. Muddukrishnaya

Letter no. P.C 326/33-3 dy 8.6.1935 from the M.C. recommending approval to the proposals of the D.C. Bangalore Dr viz to take the temple of Sri Honnadevi at Byalakere Village Magadi Tk under the Management of Govt & to order the delivery of the properties of the temple to the possession of Govt in lieu of the Justn under Sec.ⁿ 18 of the Mysore Religious & Charitable Institns Regn,

May this be

(i) Printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

~~Order Thereon No.~~

of 1927.

case no 920-22 — 9-7-1-26 — Enclosed

It is reported that

the temple of Sri Konnadesi

formerly called Maremma

was a muz. Instn in

the enjoyment of Inam lands,

that these lands were

resigned by the archak of the

temple in the years Dhatu

Eswara, & that the Institn

was being managed by the

Villagers since then by

raising subscriptions for

the upkeep of the archak

& also this State of affairs

Continued till 1926. In this

year Patel Banavaswara

who was managing the

affairs of the temple died

& Sri Patel Nanjegowda

succeeded him. The property

of the temple including the

jewels Ornaments, Etc

List of enclosure

Copied by

Examined by

G. R. S. App. F. G. 5.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

The land in gobi Gudebalya Village now stated to be in the enjoyment & possession of Pate Nanjegowda — His Nanjegowda is now said to be claiming the above temple land as his own property on the plea that it was purchased by his father Basavegowda in the name of the deity. On receipt of complaints from the Villagers the S.D.O. closed held an enquiry & called the records of the D.C. Bangalore &c — On a perusing of the said records the D.C. Bangalore has opined that this temple is an Inam dedicated for the benefit of the public That it attains the Mismanagement that there has been — Misapplication of the profits

WD 0433—GPB—10,000—17-10-33

be obtained to take the De
under Govt Management & to
direct that the proceeds be
delivered back to the Instn
the M.C. recommend as usual
to the Proposals of the D.C. viz
1) to take the Instn
the Management of Govt
& (2) to order the delivery
of the Property to the Govt
of Govt on behalf of the De
under Sec 4 189 - the Trusts
Religious & Charitable De
Regn Act VII of 1927. Govt
are pleased to sanction the
recommendation of the M.C.

Forwarded

To

The M.C. Tirucadi
The Collr
Mdu R.C.